

## MISSOULA

The Missoula Office of THE STANDARD is at 220 Higgins Avenue. Telephone No. 35.

## BACK IN THE SIXTIES

Quaint and Curious Records in the County Clerk's Office.

## BEFORE SURVEYORS CAME

Declarations of Occupancy That Seem to Have Been Rather Indefinite—Bill of Sale and Other Documents.

MISSOULA, Jan. 20.—Among the old records in the county clerk's office are many curiosities, and some of the old declarations of occupancy made before the land was surveyed in the Missoula and Bitter Root valleys, are quite entertaining. While the boundaries defined in the declarations may have been satisfactory at that time, they seem very vague now and it seems strange that they should ever have been accepted as definite enough. One of the first of these declarations recorded is that of Frank Ess, who on Sept. 13, 1860, filed an affidavit declaring to all the world his right to and claim upon a piece of land which he describes as follows:

Beginning at the southwest corner, a pine tree three feet in diameter, on the east and north sides, thence east 4,000 c. to a stake and north 4,000 c. to a cottonwood tree one foot in diameter, on the west and south sides, thence west 4,000 c. to a cottonwood tree eight inches in diameter, marked, thence south 4,000 c. to the place of beginning as surveyed, by W. Hall.

Other papers give the landmarks and monuments of location as willow groves, stakes and corals. S. Martin claims "a tract not to exceed 160 acres supposed to be about 10 miles below Lezard's ranch and on the north side of the Missoula river and next to the same." I. B. Baucher claims "a tract on the first creek below Lezard's ranch" and in another place the "Lone Spring" is cited as a landmark. Joseph K. Clark filed a declaration of ownership of a tract of 160 acres located as follows: "Commencing at a pine tree standing 300 yards west of the house and stable," and then completing a half mile square. Another declaration gives "David Thompson's lower stake" as a corner. Occasionally a rude map accompanies the old records, but not often. J. W. Groom describes the property which he claims as the land "known as the farm on which I have been doing work." After 1870, the valleys had become more thickly settled and the boundaries are given by referring to the adjacent ranches.

One of the queerest documents recorded is a deed from Mary Craft to Tyler Woodward in which for a consideration of \$150 she transfers "to said party of the second part all my title and interest in a house and lots situated at Missoula mills in said county and territory, the said house being the one in which Matt Craft was killed on the 23rd day of December, 1868, and now in my possession."

The date line of many of the old mining transfers reads, "Fort Owens," and much of the property is located by means of its distance from and direction from this old fort. The following bill of sale is a peculiar one and shows that the traders were as shrewd then as now:

Bill of sale: Jean Ferrere to Miguel Macarie. This agreement, made this 26th day of October, between Jean Ferrere, party of the first part, and Miguel Macarie, party of the second part, of the county of Walla Walla, witnesseth that the party of the first part, for and in consideration of the sum of \$1, to him in hand paid, doth agree on the payment to him of the sum \$500 on or before the 9th day of June, 1866, in the manner hereinafter expressed, he will deliver to the said Miguel Macarie those certain packhorses marked MK on the hips, together with nine certain appurtenances and rigging to them belonging and now in use, and the said Jean Ferrere further agrees that all the freight money which the said pack animals can earn from his date until the date aforesaid, say two trips, Blackfoot or Kootenay, shall be taken and received by the said Ferrere as part payment of said sum, and if the said Miguel Macarie shall pay the balance at the date last aforesaid the said horses are to be delivered as aforesaid, otherwise to remain the property of said Ferrere and all rights under this agreement are forfeited. It is further agreed that the said horses are to remain with the horses of Jean Ferrere, and that said Miguel Macarie is to go with said train until the date aforesaid or until said horses are paid for; and it is further agreed that the said Miguel Macarie, while with the train aforesaid, is to have his board with the said Jean Ferrere at \$15 per month.

This instrument was filed at 7 a. m., March 26, 1866.

On May 31, 1866, F. H. Woody and C. E. Irwin deeded to J. Gregory and John Hull, for \$300, all the rights and title in a franchise granted by the first legislature of Montana territory for a bridge or ferry at Missoula Mills. The purchasers gave a mortgage on the boats and tackle for two notes of \$125 and \$200.

On Aug. 1, 1866, David Paltee deeded to Frank L. Worden and C. P. Higgins the "Flowering mill and machinery" which now stands near the end of the bridge and in the rear of the First National bank.

These are a few of the queer old papers filed in the early days.

## FOUND MATT WHALEY GUILTY.

The Jury Brings in a Verdict in the Hog Stealing Case.

STEVENSVILLE, Jan. 20.—The jury in the grand larceny case of the state vs. Matt Whaley brought in a verdict of guilty at 9 a. m. to-day, leaving the penalty to be fixed by the judge. Sentence will be passed one week from to-day. The case of Peter Carlton, charged with the same offense, will be taken up Monday.

## TWO RUNAWAYS.

The Hack Was Smashed to Kindling Wood But the Horses Weren't Hurt.

MISSOULA, Jan. 20.—There were two runaways to-day, one of them being a serious one. The first occurred at about 7 o'clock this morning. A team attached to a hack driven by A. MacLeod started from the depot while the driver was assisting a lady passenger to alight, and ran furiously to Johnson's stable. The door was closed and the horses took a turn up Front street to Higgins Avenue and ran back toward the depot. Before they had gone a full block a man tried to head them off and they shied into a sign post, wrecking the hack completely. The whole front end was smashed. The horses were not hurt. The second occurred this evening at 6. Two delivery wagons of the Florence laundry were standing in the yard in the rear of the hotel, when the horses started

down the alley on a run. One of the horses broke his harness, tipped the wagon over and continued to run alone. The other ran with the wagon and was captured near the corner of Higgins Avenue and Front street.

## MISSOULA MATTERS.

MISSOULA, Jan. 20.—Lawyers and witnesses who have been attending the trial of Matt Whaley at Stevensville returned this morning to take advantage of the recess of court. The trial of the other Whaley brothers will be taken up next week. George Haldorn was among the lawyers and spent the day in the city waiting for the train to Butte.

The Northern Pacific employees received pay for December to-day.

Timber Inspector Griffin returned from the East yesterday.

"The Merchant of Venice" drew a good house at the theater to-night.

There will be revival services in the Methodist church to-morrow evening. The services this week have been very successful.

## ACTIVITY IN WALL STREET.

In the General List Material Advances Are Made for the Week.

NEW YORK, Jan. 20.—Stocks were active, the transaction during the short session aggregating almost the same number of shares as yesterday. The opening was strong, and higher in harmony with London and a very bullish feeling prevailed, due to the unusually favorable bank statement. As a result of the week's speculation, a large majority of shares show advances. Among the most notable are, 4 1/2 lead preferred; 3 do. common; 3 1/2 Northwest; 3 1/2 New York Central and Pullman; 3 1/2 Great Northern preferred; 2 Southern Pacific.

Bonds—Strong.

Governments—Firm.

Petroleum—Firm; February closed 80 1/2 bid.

Copper—Dull. Lake \$10.

Bar silver, 67.

Lead—Dull. Domestic, \$3.10 bid.

Tin—Steady.

## CLOSING STOCKS.

U. S. 4's registered, 103 1/2.

Pacific's, 103 1/2.

American Express, 103 1/2.

Canadian Pacific, 70.

Rock Island, 51 1/2.

Central Pacific, 75 1/2.

Burlington, 133 1/2.

Great Northern pf 102.

Kansas & Texas pf 23 1/2.

Northern Pacific, 135 1/2.

U. S. 4's preferred, 103 1/2.

Northernwestern, 103 1/2.

Money on call easy at 1 per cent.; closed at 1 per cent.; prime mercantile paper, 3 1/2 per cent.; sterling exchange steady, with actual business in bankers' bill at \$4.86 1/2 for demand; \$4.84 1/2 for 60 days.

Exports of specie from the port of New York for the week were: Gold, \$723,159; silver, \$829,206. Imports, aggregated \$36,273.

## CHICAGO, Jan. 20.—Wheat—Dull opened irregular, 1/4 lower to 1/4 higher, held steady within that range. Closed steady, 1/4 higher than yesterday, strength due to large export of clearances, covering by shorts and decreased Northwestern receipts. Receipts, 79,000 bushels; shipments, 2,000. Others unchanged.

The Evening Journal reports: Cattle—Receipts, 300; business light, prices steady, unchanged. No sales of note, hence no quotations. Sheep—Receipts, 15,000; steady. Top sheep, \$3.75; top lambs, \$3.65.

## May Con-est Stanford's Will.

SAN FRANCISCO, Jan. 20.—It is reported that A. P. Stanford of New York, brother of the late Leland Stanford, will contest the latter's will. In an interview with an Examiner correspondent in New York, Stanford said he had not announced his intention to contest the will, but he is by no means satisfied with the \$100,000 left him. He said: "If the other side manifests a disposition to be fair I shall not bring suit. I should greatly regret the necessity of forcing the estate into the courts, because it would air family matters that I do not wish given publicity to."

## Going to Enjoy Themselves.

LEON, Guanajuato, Mex., Jan. 20.—Everything is in readiness for the opening of the great celebration marking the 318th anniversary of the founding of the city. The celebration begins to-day and lasts to the 31st of the month. It will be the largest event in the history of the town. There will be 11 days and nights filled with attractions. These include bull fights, chicken fights, horse and bicycle races, concerts, civic and commercial processions, balls, receptions, fireworks and other things which go to make up a typical feast in the south.

## Borrowed for a Purpose.

The story is told that a citizen of East Greenwich, who is well provided with the wherewithal for purchasing this world's goods, went into a dry goods store the other day and asked to see some men's stockings. Selecting a pair, he placed them in his overcoat pocket and walked out with never a syllable to the proprietor about payment. As he was well known to the dealer the latter said nothing, feeling sure that the temporary absent-mindedness of his customer would soon vanish and he would have a good laugh on him when he received the money. About half an hour later the customer walked in, took the stockings from his pocket, laid them on the counter and again walked off without leaving behind him so much as a fragment of an explanation. An investigation brought to light the fact that the man wanted to buy a new pair of shoes, and as his own stockings were a little shabby he took this method of borrowing a pair to wear while he went to the shoe store for the article.—Providence Journal.

## Where Trains Must Stop.

WASHINGTON, Jan. 20.—The senate committee on railroads has authorized a favorable report of the bill requiring railroads running through public lands to stop at townships selected by the secretary of the interior. It applies to all railroads traversing public lands. The cause of the framing of the bill was the refusal of the Rock Island road to stop at certain towns designated by the secretary of the interior in Oklahoma.

## THE UNION PACIFIC R. R. CO.,

has two separate routes to San Francisco and other California points. Their time via Portland is 12 HOURS SHORTER than any other line via Portland, and their time via Ogden is 36 HOURS SHORTER than any line via Portland. These facts should be considered by all who contemplate a trip to the Midwinter Fair. See nearest agent U. P. Railway for further information and rates.

## WHO STOLE THE TURKEY

It Begins to Appear That Mr. Skinner's Fowl Stole Itself.

## NOBODY CAN BE CONVICTED

Smith Davis and Dr. Hanson Formally Acquitted by Judge Donley After Long and Learned Arguments.

MISSOULA, Jan. 20.—The district attorney, deputy sheriff, the constables and a crowd of witnesses wandered all over the city this afternoon trying to find where Justice Donley proposed to hold the trial of Smith Davis and Dr. Hanson for stealing a turkey from Charles Skinner. The trial was set at first for 2 o'clock at Donley's office, but when the crowd gathered there they were informed that it would be held at 3 o'clock at the county court house, and the sheriff was requested to make the room ready for the trial. This was done and at 3 o'clock, the witnesses and the district attorney remained to the court house. There they were informed by telephone that the case would be heard at Donley's office. There was a blue cloud of profanity hanging over the disgusted crowd, which adjourned once more to the little crowded room where Judge Donley presides.

The attorneys then had a long argument regarding the calling of a jury. The state wanted one but the defense did not. Finally the case went to trial without a jury, and for three hours the attorneys quarreled over the points in evidence, which were the same as those given at the trial of Sheehey Kid for the same offense last week. At 6:30 o'clock the evidence for the state was all in and the attorney for the defense made a motion to dismiss the case. This was argued by the lawyers with vehemence.

After arguments were concluded, Justice Donley announced his intention to dismiss the case on the ground that the evidence did not connect either Davis or Hanson with the taking of the turkey. So the community will never know who stole Skinner's turkey. Although five persons have been more or less incriminated by the evidence at the several trials that have been held, each one it has been decided was not guilty, and the turkey must have stolen itself.

Scrofula eradicated and all kindred diseases cured by Hood's Sarsaparilla, which by its vitalizing and alterative effects, makes pure blood.

Second hand furniture bought and sold. We pay the highest price and sell at the lowest. Give us a call. R. Manheim, Missoula.



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Indicate the way the crowd is going, so do the sales of

## OREGON KIDNEY TEA

Indicate its Increasing Popularity.

## NO OTHER REMEDY

Has ever given the general satisfaction that has been obtained from the use of this.

## NATURE'S OWN CURE

For Back-ache, Diabetes, Inflammation of Kidneys or Bladder, Scalding Pains when Urinating, Brick Dust deposits and Bright's Disease.

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H. O. WORDEN

## MURPHY &amp; WORDEN

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## Staple and Fancy Groceries

AGENTS FOR

## CALIFORNIA POWDER WORKS

Estimates for Powder and all kinds of Miners' Supplies cheerfully given.

Our Stock of Groceries is complete in all its branches. Special attention given to family trade. Prompt delivery guaranteed.

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Missoula, - Montana.

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## WINTER GOODS

Is now in Progress. Bargains throughout the House all this month in

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Wraps and Cloaks,

MEN'S AND BOYS'

OVERCOATS & ULSTERS,

HATS AND CAPS,

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At Greatly Reduced Prices.

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STRICTLY FIRST-CLASS and ALL MODERN IMPROVEMENTS.

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Heads,

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Capital, - - - \$75,000.00

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MANUFACTURERS AND WHOLESALE DEALERS IN

ROUGH AND DRESSED

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All kinds of Mining and Bridge Timbers a specialty.

LARGE DRY KILNS IN CONNECTION WITH THE MILL

## SASH &amp; DOOR FACTORY

Sash, Doors, Moldings, Cedar Shingles and Pine Lath.

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Hard Wood or Pine. Hand Rails, Balusters and Newel Posts. Scroll Sawing, Turning and Fancy Brackets.

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Are replete with choice articles, which are always ready for inspection.

## OUR GROCERY DEPARTMENT

Is to the front and center. We are taking grain and potatoes in trade at the highest market prices.

## OUR HARDWARE STOCK

Is full and complete and will bear comparison with stocks in any city in the state.

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